

**UNITED STATES DISTRICT COURT**  
for the  
Southern District of Indiana

United States of America

v.

Tyrie Smith  
a/k/a "Knuckles"

Date of Original Judgment: 12/20/2010

Date of Previous Amended Judgment: \_\_\_\_\_

(Use Date of Last Amended Judgment if Any)

Case No: 1:10CR00003-014

USM No: 10413-089

Pro Se

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

☒ **DENIED.** ☐ **GRANTED** and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of \_\_\_\_\_ months **is reduced to** \_\_\_\_\_.

(Complete Parts I and II of Page 2 when motion is granted)

Mr. Smith's sentence was imposed pursuant to an 11(c)(1)(C) plea agreement not tied to a guideline calculation; therefore, he is not eligible for a sentence reduction under Amendment 782.

Except as otherwise provided, all provisions of the judgment dated 12/23/2010 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: 2/14/2017

Effective Date: \_\_\_\_\_  
(if different from order date)



SARAH EVANS BARKER, JUDGE  
United States District Court  
Southern District of Indiana